

Minutes of the Regular Business Meeting of the
Board of Mayor and Aldermen of the City of Kingsport, Tennessee
Tuesday, January 17, 2017, 7:00 PM
Large Court Room – City Hall

PRESENT:

Board of Mayor and Aldermen

Mayor John Clark, Presiding

Vice Mayor Mike McIntire

Alderman Darrell Duncan

Alderman Colette George

Alderman Tommy Olterman

Alderman Tom C. Parham

Alderman Tom Segelhorst

City Administration

Jeff Fleming, City Manager

J. Michael Billingsley, City Attorney

James Demming, City Recorder/Chief Financial Officer

I. **CALL TO ORDER:** 7:00 p.m., by Mayor John Clark.

II.A. **PLEDGE OF ALLEGIANCE TO THE FLAG:** Dr. Andy Cherry.

II.B. **INVOCATION:** Pastor Richard Dice, Christ Church, Kingsport.

III. **ROLL CALL:** By City Recorder Demming. All Present.

IV.A. RECOGNITIONS AND PRESENTATIONS.

1. Above & Beyond – Customer Service Office.
2. Above & Beyond – Dr. Andy Cherry.
3. Commendation for Coach Graham Clark.

IV.B. APPOINTMENTS/REAPPOINTMENTS.

1. **Reappointments to the Senior Center Advisory Council** (AF: 04-2017) (Mayor Clark).

Motion/Second: McIntire/George, to approve:

REAPPOINTMENTS OF MS. FRANCES COTTRELL, MS. MARY PORTER, MS. PAT BREEDING AND MS. BRENDA CUNNINGHAM TO SERVE A SECOND TWO-YEAR TERM ON THE **SENIOR CENTER ADVISORY COUNCIL** EFFECTIVE RETROACTIVE TO JANUARY 1, 2017 AND EXPIRING ON JANUARY 1, 2019.

Passed: All present voting "aye."

2. **Reappointments to the Beverage Board** (AF: 13-2017) (Mayor Clark).

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Motion/Second: Duncan/Segelhorst, to approve:

REAPPOINTMENT OF MESSRS. DAVE LIGHT AND WILLIAM BOVENDER TO SERVE ANOTHER THREE-YEAR TERM ON THE **BEVERAGE BOARD** EFFECTIVE IMMEDIATELY AND EXPIRING ON JANUARY 31, 2020.

Passed: All present voting "aye."

3. Appointment to the Economic Development Board (AF: 14-2017)
(Mayor Clark).

Motion/Second: Parham/McIntire, to approve:

APPOINTMENT OF MR. CRAIG S. DENISON TO FULFILL THE UNEXPIRED TERM OF MR. KEITH WILSON ON THE **ECONOMIC DEVELOPMENT BOARD** EFFECTIVE IMMEDIATELY AND EXPIRING JANUARY 1, 2023.

Passed: All present voting "aye."

V. APPROVAL OF MINUTES.

Motion/Second: Parham/McIntire, to approve minutes for the following meetings:

- A. December 19, 2016 Regular Work Session
- B. December 20, 2016 Regular Business Meeting

Approved: All present voting "aye."

VI. COMMUNITY INTEREST ITEMS.

A. PUBLIC HEARINGS.

1. Vacate Unimproved Right-of-Way Located off Mellon Street (AF: 08-2017) (Jessica Harmon).

PUBLIC COMMENT ON ITEM VI.A.1. None.

Motion/Second: Duncan/McIntire, to pass:

AN ORDINANCE TO VACATE A SECTION OF PUBLIC RIGHT-OF-WAY THAT IS LOCATED OFF THE CURRENT MELLON STREET SITUATED IN THE CITY, SEVENTH CIVIL DISTRICT OF HAWKINS COUNTY; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

2. Public Hearing for Annexation Annual Plan of Services Report (AF: 07-2017) (Nathan Woods). City Planner Nathan Woods gave a presentation on this item.

PUBLIC COMMENT ON ITEM VI.A.2. None.

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PUBLIC COMMENT. Mayor Clark invited citizens in attendance to speak about any of the remaining agenda items. There being no one coming forward to speak, the Mayor closed the public comment segment.

B. BUSINESS MATTERS REQUIRING FIRST READING.

1. Accept and Appropriate Donations for Commissioned Artwork for the Children's Area at the Library (AF: 01-2017) (Chris McCartt).

Motion/Second: George/Duncan, to pass:

Resolution No. 2017-128, A RESOLUTION ACCEPTING DONATIONS FOR ARTWORK FOR THE CHILDREN'S AREA

Passed: All present voting "aye."

Motion/Second: Segelhorst/McIntire, to pass:

AN ORDINANCE TO AMEND THE GENERAL PROJECT-SPECIAL REVENUE FUND BUDGET BY APPROPRIATING DONATED FUNDS TO THE LIBRARY CHILDREN'S ARTWORK PROJECT FOR THE YEAR ENDING JUNE 30, 2017; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

2. Receive the Community Foundation of Middle Tennessee's Serving Our Seniors Tennessee Grant and Appropriate the Funds (AF: 05-2017) (Shirley Buchanan, Chris McCartt).

Motion/Second: McIntire/George, to pass:

Resolution No. 2017-129, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR AND RECEIVE A SERVING OUR SENIORS GRANT FROM THE COMMUNITY FOUNDATION OF MIDDLE TENNESSEE FOR THE SENIOR CENTER

Passed: All present voting "aye."

Motion/Second: McIntire/Parham, to pass:

AN ORDINANCE TO AMEND THE GENERAL PROJECT-SPECIAL REVENUE FUND BUDGET BY APPROPRIATING GRANT FUNDS TO THE SENIOR CENTER MOBILE TECHNOLOGY PROJECT FOR THE YEAR ENDING JUNE 30, 2017; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

~~3. Approve the Supplemental Agreement for Training Incentive Program for Telecommunicators (AF: 17-2017) (David Quillin).~~

This agenda item was withdrawn.

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4. Amend the FY17 General Purpose School Fund and the General Project Fund Budgets (AF: 17-2017) (David Frye).

Motion/Second: Parham/Duncan, to pass:

AN ORDINANCE TO AMEND THE FY 2016-17 GENERAL PURPOSE SCHOOL FUND AND GENERAL PROJECT FUND BUDGETS; AND, TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

5. Re-Affirm Resolution No. 2012-075 for the Recreation Trails Grant Contract and Ordinance to Establish the Project Account (AF: 02-2017) (Chris McCartt).

Motion/Second: Duncan/McIntire, to pass:

Resolution No. 2017-130, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR AND RECEIVE A RECREATIONAL TRAILS GRANT FROM THE TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION FOR THE GREENBELT PROJECT

Passed: All present voting "aye."

Motion/Second: McIntire/George, to pass:

AN ORDINANCE TO AMEND THE GENERAL PROJECT FUND BUDGET BY APPROPRIATING GRANT FUNDS TO THE EAST STONE COMMON GREENBELT PHASE 2 PROJECT FOR THE YEAR ENDING JUNE 30, 2017; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

6. Budget Adjustment Ordinance for FY17 (AF: 09-2017) (Jeff Fleming).

Motion/Second: Parham/McIntire, to pass:

AN ORDINANCE TO AMEND VARIOUS PROJECTS FOR THE YEAR ENDING JUNE 30, 2017; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

C. BUSINESS MATTERS REQUIRING FINAL ADOPTION.

1. Award Contract for Enterprise Place Roadway Improvements (AF: 319-2016) (Ryan McReynolds).

Motion/Second: McIntire/George, to pass:

ORDINANCE NO. 6635, AN ORDINANCE TO AMEND THE GENERAL PROJECT FUND BUDGET BY TRANSFERRING FUNDS TO THE ENTERPRISE PLACE IMPROVEMENTS PROJECT FOR THE YEAR ENDING JUNE 30, 2017; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

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Passed on second reading in a roll call vote: Clark, Duncan, George, McIntire, Olterman, Parham and Segelhorst voting "aye."

2. Award Contract and Appropriate Funds for Sanitary Sewer Facilities and Waterline Upgrades – Colonial Heights Phase IV Project (AF: 337-2016) (Ryan McReynolds).

Motion/Second: McIntire/Segelhorst, to pass:

ORDINANCE NO. 6636, AN ORDINANCE TO AMEND THE WATER PROJECT FUND BY TRANSFERRING FUNDS TO THE COLONIAL HEIGHTS PHASE IV PROJECT FOR THE YEAR ENDING JUNE 30, 2017; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Clark, Duncan, George, McIntire, Olterman, Parham and Segelhorst voting "aye."

3. Appropriate \$14,895.00 from the Office of Criminal Justice Programs of the State of Tennessee FY17 Local Law Enforcement Equipment Program (AF: 333-2016) (David Quillin)

Motion/Second: George/Duncan, to pass:

ORDINANCE NO. 6637, AN ORDINANCE TO AMEND THE JUSTICE ASSISTANT GRANT FUND BUDGET BY APPROPRIATING GRANT FUNDS RECEIVED FROM THE STATE OF TENNESSEE OFFICE OF CRIMINAL JUSTICE PROGRAMS FOR THE YEAR ENDING JUNE 30, 2017; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Clark, Duncan, George, McIntire, Olterman, Parham and Segelhorst voting "aye."

4. Approve Agreement Between the City of Kingsport and the Kingsport Life Saving Crew and Approve an Ordinance to Appropriate the Necessary Funding and to Amend the Authorized Positions for FY17 (AF: 326-2016) (Craig Dye)

Motion/Second: Olterman/Parham, to pass:

ORDINANCE NO. 6638, AN ORDINANCE TO AMEND THE GENERAL FUND BUDGET BY APPROPRIATING FUNDS RECEIVED FROM THE KINGSFORT LIFE SAVING CREW TO ASSIST IN HIRING THREE FIREFIGHTERS FOR THE YEAR ENDING JUNE 30, 2017; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Clark, Duncan, George, McIntire, Olterman, Parham and Segelhorst voting "aye."

D. OTHER BUSINESS.

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**1. Professional Services Agreement for Main Street
Redevelopment (AF: 10-2017) (Ryan McReynolds).**

Motion/Second: McIntire/Parham, to pass:

Resolution No. 2017-131, A RESOLUTION APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH BARGE, WAGGONER, SUMNER & CANNON, INC., FOR MAIN STREET REDEVOLPMENT AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting "aye."

**2. Agreement for Riverport Road and Bays Mountain Park Road
Stabilization (AF: 11-2017) (Ryan McReynolds)**

Motion/Second: Segelhorst/George, to pass:

Resolution No. 2017-132, A RESOLUTION APPROVING AN AGREEMENT WITH GEOSTABILIZATION INTERNATIONAL AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting "aye."

**3. Professional Service Agreement with Hazen and Sawyer for
Design Submittal and Construction Phase of West Kingsport Sewer Lift Station
Upgrade and Elimination of Pendragon Sewer Lift Station (AF: 18-2017) (Ryan
McReynolds).**

Motion/Second: Duncan/Segelhorst, to pass:

Resolution No. 2017-133, A RESOLUTION APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH HAZEN AND SAWYER FOR THE WEST KINGSFORT SEWER LIFT STATION AND PENDRAGON SEWER LIFT STATION PROJECTS AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting "aye."

**4. Submit the Required Notice of Intent to Adhere to the
Requirements Stipulated in the New General NPDES Permit Issued to the City's
Municipal Stormwater Sewer System (AF: 15-2017) (Ryan McReynolds).**

Motion/Second: McIntire/Segelhorst, to pass:

Resolution No. 2017-134, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A PHASE II STORMWATER PERMIT NOTICE OF INTENT TO THE TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION, DIVISION OF WATER

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RESOURCES AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO
EFFECTUATE THE PURPOSE OF THE NOTICE OF INTENT

Passed: All present voting "aye."

**5. Authorize the Mayor to Delegate Signature Authority Allowing
the Public Works Director or His Designee to Sign All Pole Attachment
Construction Proposals as Required by Kingsport Power Company d.b.a. AEP
Appalachian Power (AF: 19-2017) (Ryan McReynolds).**

Motion/Second: Parham/Duncan, to pass:

Resolution No. 2017-135, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE
A SIGNATURE AUTHORITY CONSENT FORM TO DESIGNATE THE PUBLIC WORKS
DIRECTOR OR ANOTHER INDIVIDUAL AS THE SIGNATORY AUTHORITY FOR ALL
POLE ATTACHMENT CONSTRUCTION PROPOSALS AS REQUIRED BY THE
KINGSPORT POWER COMPANY D/B/A AEP APPALACHAIN POWER

Passed: All present voting "aye."

**6. Authorize the Mayor to Sign Easements and All Associated
Documents to Finalize the Donation of Property at Reedy Creek Terrace (AF:
20-2017) (Ryan McReynolds).**

Motion/Second: Segelhorst/Duncan, to pass:

Resolution No. 2017-136, A RESOLUTION APPROVING AN EASEMENT AND
TEMPORARY CONSTRUCTION EASEMENT AND A RECIPROCAL EASEMENT WITH
BRG INVESTEMNTS FOR REEDY CREEK TERRACE, AUTHORIZING THE MAYOR
TO EXECUTE THE DOCUMENTS AND ALL OTHER DOCUMENTS NECESSARY AND
PROPER TO EFFECTUATE THE PURPOSE OF THE DONATION

Passed: All present voting "aye."

**7. Approve Receiving a Grant from the Kingsport Community
Foundation Centennial Park Project Fund through the East Tennessee Foundation
and Approving a Grant Award Letter with the East Tennessee Foundation for the
Kingsport Centennial Park (AF: 23-2017) (Chris McCartt).**

Motion/Second: George/McIntire, to pass:

Resolution No. 2017-137, A RESOLUTION ACCEPTING GRANT NO. 20170003 FROM
THE KINGSPORT COMMUNITY FOUNDATION CENTENNIAL PARK PROJECT FUND
THROUGH THE EAST TENNESSEE FOUNDATION, APPROVING A LETTER OF
AWARD, AND AUTHORIZING THE MAYOR TO EXECUTE THE LETTER, AND ALL
OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE
OF THE LETTER

Passed: All present voting "aye."

**8. Acceptance of FY16 Comprehensive Annual Financial Report
(AF: 22-2017) (Jim Demming, Vice Mayor McIntire).**

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Motion/Second: McIntire/Olterman, to approve:

ACCEPT THE COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR THE FISCAL
YEAR ENDING JUNE 30, 2016

Passed: All present voting "aye."

VII. CONSENT AGENDA. (*These items are considered under one motion.*)

Motion/Second: McIntire/George, to adopt:

1. **Approve Easements and Rights-of-Way** (AF: 03-2017) (Ryan
McReynolds).

Approve:

OFFERS FOR EASEMENTS AND RIGHTS-OF-WAY ACROSS AFFECTED
PROPERTIES FOR PHASE 5 OF THE COLONIAL HEIGHTS SANITARY SEWER
EXTENSION PROJECT

Passed: All present voting "aye."

2. **Approve Easements and Right-of-Way Acquisition** (AF:
12-2017) (Ryan McReynolds).

Approve:

OFFERS FOR EASEMENTS AND RIGHT-OF-WAY ACQUISITION ACROSS
AFFECTED PROPERTY FOR THE BRIGHTWOOD LANE PUMP STATION SITE

Passed: All present voting "aye."

VIII. COMMUNICATIONS.

A. **CITY MANAGER.** Mr. Fleming thanked Finance staff for their effort with the audit. He also commented on the successful Centennial New Year's Eve celebration and recognized Heather Cook for making it happen. Lastly he commended Chief Quillin for speaking at the Martin Luther King event yesterday, noting his unique connection with the community.


B. **MAYOR AND BOARD MEMBERS.** Alderman Duncan commented on the unity and respect demonstrated at the parade and candlelight service yesterday. He also commented on the sales and real estate in Tennessee and Kingsport. Alderman Segelhorst commended the city employees for all they do, stating the board should make it a point to provide a safe place to work, citing statistics and noting improvements over the last few years. Alderman Parham mentioned the RCAM expansion that was announced in December, noting the positive effect on the economy. Alderman Olterman asked folks to remember the Charlie Hunt family on the loss of his daughter. Alderman George announced the Kingsport Theatre Guild's presentation of Driving Miss Daisy at

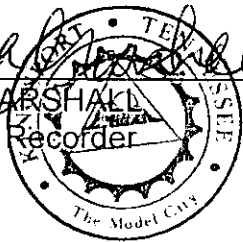
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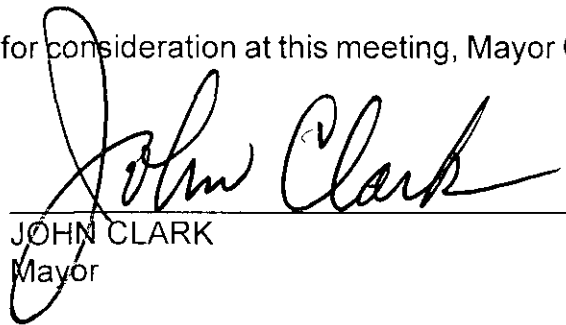
Shabby Allie's. She also commented on the popular use of the Aquatic Center even in the evening. Vice-Mayor McIntire again thanked the Finance Department on a great year and the successful audit. He also thanked Roger Ball for donating property at Reedy Creek Terrace to expand the wetlands and the greenbelt. Mr. McIntire also stated the police canine unit gave a presentation at his church that was very impressive, noting they were great ambassadors for the city. Lastly he stated next week was Board of Education appreciation week. Mayor Clark stated last year was a successful year for Kingsport and 2017 promises to be even better.

C. VISITORS. None.

IX. ADJOURN. Seeing no other business for consideration at this meeting, Mayor Clark adjourned the meeting at 8:10 p.m.


ANGELA MARSHAK
Deputy City Recorder




JOHN CLARK
Mayor